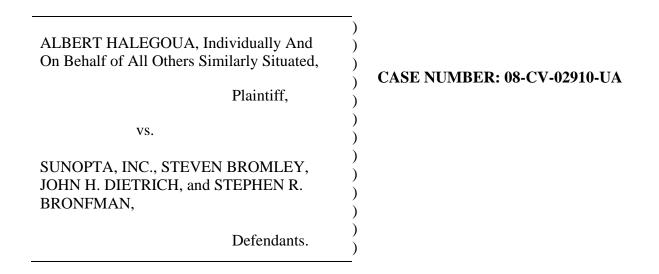
## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

TROY ARDEN JULIAR, Individually And On Behalf of All Others Similarly Situated,	) ) CASE NUMBER: 08-CV-00933
Plaintiff,	) CASE NUMBER: 08-CV-00933
vs.	) JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH, and STEPHEN R. BRONFMAN,	) ) )
Defendants.	)
STEPHEN STRUGALA, Individually And On Behalf of All Others Similarly Situated, Plaintiff,	) ) ) CASE NUMBER: 08-CV-01070
vs.	JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH, and STEPHEN R. BRONFMAN,	) ) ) )
Defendants.	)
RAY FOSTER, Individually And On Behalf of All Others Similarly Situated, Plaintiff,	) ) ) CASE NUMBER: 08-CV-01313
VS.	) JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH,	) ) )
Defendants.	)
	) _)

ROGER DAVIDSON, Individually And On Behalf of All Others Similarly Situated,  Plaintiff,	CASE NUMBER: 08-CV-01496
vs.	JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH,	
Defendants.	
MARIE LORENZATO, Individually And On Behalf of All Others Similarly Situated,  Plaintiff,	CASE NUMBER: 08-CV-01844
vs.	JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH,	
Defendants. )	
ROBERT KNOX, Individually And On Behalf of All Others Similarly Situated, Plaintiff, )	CASE NUMBER: 08-CV-02034
vs.	JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH, and STEPHEN R. BRONFMAN,	
Defendants. )	



# MOTION OF THE SUNOPTA INVESTORS GROUP TO CONSOLIDATE RELATED ACTIONS; TO BE APPOINTED LEAD PLAINTIFFS; AND TO APPROVE PROPOSED LEAD PLAINTIFFS' CHOICE OF COUNSEL

The SunOpta Investors Group (or "Movant") respectfully move this Court for an order: (1) consolidating all related actions; (2) appointing Movant as Lead Plaintiff in this action pursuant to Section 21D(a)(3)(B) of the Securities Exchange Act of 1934, as amended by the Private Securities Litigation Reform Act of 1995 (the "PSLRA"); and (3) approving its selection of the law firm of Kahn Gauthier Swick, LLC, as Lead Counsel for the Class.

The SunOpta Investors Group makes this Motion on the belief that it is the most "adequate plaintiff" as defined in the PSLRA because:

- 1. its members have the largest financial interest in the relief sought by the Class and have incurred substantial losses in the amount of \$241,708.00 as a result of their purchases of SunOpta, Inc. stock during the Class Period, and
- 2. It satisfies the typicality and adequacy requirements of Fed. R. Civ. P. Rule 23.

The SunOpta Investors Group further requests that the Court approve the selection of its counsel, Kahn Gauthier Swick, LLC, ("KGS"), as Lead Counsel for the Class. This firm has actively investigated the allegations raised against Defendants. KGS is a nationally-recognized

law firm with significant class action, fraud, and complex litigation experience, and—as evidenced by the investigation KGS has undertaken as reflected in the first-filed complaint KGS prepared and filed on behalf of its client, is a firm with the resources to effectively and properly pursue this action.

WHEREFORE, for all of the reasons set forth herein and in the Memorandum of Law and the Miller Declaration submitted herewith, the SunOpta Investors Group respectfully request that this Court: (1) consolidate all related actions with the instant case; (2) appoint the SunOpta Investors Group as Lead Plaintiff pursuant to Section 21D(a)(3)(B) of the Securities Exchange Act of 1934, as amended by the PSLRA; (3) approve the SunOpta Investors Group's selection of Lead Counsel for the Class; and (4) grant such other and further relief as the Court may deem just and proper.

Dated: March 28, 2008 Respectfully submitted,

#### KAHN GAUTHIER SWICK, LLC

/s/ Kim E. Miller\_

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Facsimile: (504) 455-1498

Counsel for the SunOpta Investors Group and Proposed Lead Counsel for the Class

### **CERTIFICATE OF SERVICE**

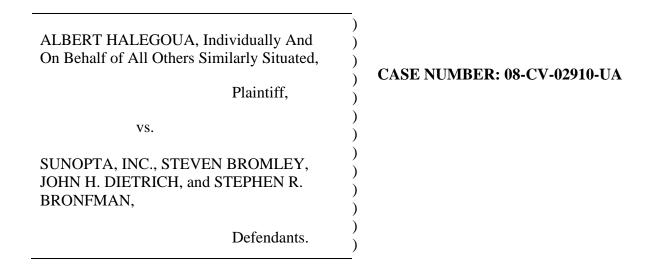
I hereby certify that this Motion was filed through the ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF), and paper copies will be sent to those indicated as non-registered participants on March 28, 2008.

/s/ Kim E. Miller Kim E. Miller

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

TROY ARDEN JULIAR, Individually And On Behalf of All Others Similarly Situated,	) CASE NUMBER: 08-CV-00933
Plaintiff,	
vs.	) JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH, and STEPHEN R. BRONFMAN,	) ) )
Defendants.	)
STEPHEN STRUGALA, Individually And On Behalf of All Others Similarly Situated, Plaintiff,	) ) CASE NUMBER: 08-CV-01070
vs.	) JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH, and STEPHEN R. BRONFMAN,	) ) )
Defendants.	) )
RAY FOSTER, Individually And On Behalf of All Others Similarly Situated, Plaintiff,	) ) ) CASE NUMBER: 08-CV-01313 )
vs.	) JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH,	) ) )
Defendants.	) )
	) )

ROGER DAVIDSON, Individually And On Behalf of All Others Similarly Situated,	CASE NUMBER: 08-CV-01496
Plaintiff,	
vs.	JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH,	
Defendants.	
MARIE LORENZATO, Individually And On Behalf of All Others Similarly Situated, )	CASE NUMBER: 08-CV-01844
Plaintiff, )	
vs.	JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH,	
Defendants. )	
)	
ROBERT KNOX, Individually And On Behalf of All Others Similarly Situated,	
)	CASE NUMBER: 08-CV-02034
Plaintiff, )	
vs.	JUDGE PAUL A. CROTTY
SUNOPTA, INC., STEVEN BROMLEY, JOHN H. DIETRICH, and STEPHEN R. BRONFMAN,	
Defendants. )	



# [PROPOSED] ORDER CONSOLIDATING RELATED ACTIONS; APPOINTING LEAD PLAINTIFF; AND APPROVING PROPOSED LEAD PLAINTIFF'S CHOICE OF COUNSEL

Having considered the motion of the SunOpta Investor Group to consolidate all related cases, to be appointed Lead Plaintiff, and to approve proposed Lead Plaintiff's choice of counsel, and all papers in support thereof and in opposition thereto, and oral argument, if any, and good cause appearing therefor:

- 1. The Actions are hereby consolidated;
- 2. The SunOpta Investor Group is hereby appointed Lead Plaintiff for the Class pursuant to Section 21D of the Securities Exchange Act of 1934; and
- 3. The law firm of Kahn Gauthier Swick, LLC is hereby appointed Lead Counsel for Lead Plaintiffs and the Class.

IT IS SO ORDERED.

DATED: \_\_\_\_\_\_

THE HONORABLE PAUL A. CROTTY

UNITED STATES DISTRICT JUDGE